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UNITED STATES BANKRUPTCY COURT

DISTRICT OF NEVADA

In re

THE RHODES COMPANIES, LLC, aka
"Rhodes Homes," *et al.*,

Reorganized Debtors.

Case No. 09-14814-LBR
(Jointly Administered)

1 THE LITIGATION TRUST OF THE RHODES
2 COMPANIES, LLC, ET AL.,

3 Plaintiff,

4 v.

5 JAMES M. RHODES, SEDORA HOLDINGS,
6 LLC, SAGEBRUSH ENTERPRISES, INC.,
7 GYPSUM RESOURCES, LLC, TRUCKEE
8 SPRINGS HOLDINGS, INC., JOHN C.
9 RHODES, JOHN C. RHODES, TRUSTEE OF
10 THE JAMES M. RHODES DYNASTY TRUST
11 I, JOHN C. RHODES, TRUSTEE OF THE
12 JAMES M. RHODES DYNASTY TRUST II,
13 HARMONY HOMES, INC., NORTH 5, LLC,
14 FARM HUALAPAI, LLC, HARMONY 2,
15 LLC, HAYDEN SPRINGS PARTNERS, LLC,
16 TROPICAL SANDS, LLC, and RHODES
17 RANCH, LLC,

18 Defendants.

Adversary Proceeding No. 12-01099-LBR

**NOTICE OF DEFENDANT'S MOTION
FOR WITHDRAWAL OF REFERENCE**

Complaint filed: May 11, 2012

**RELIEF IS SOUGHT FROM A UNITED
STATES DISTRICT JUDGE IN
COMPLIANCE WITH LR 5011**

14 **PLEASE TAKE NOTICE** that Sagebrush Enterprises, Inc., Harmony Homes, Inc., North 5th,
15 LLC, Farm Hualapai, LLC, Harmony2, LLC, Hayden Springs Partners, LLC, Tropical Sands, LLC and
16 Rhodes Ranch, LLC, John C. Rhodes, John C. Rhodes, Trustee of the Dynasty Trust I, John C. Rhodes,
17 Trustee of the Dynasty Trust II, Gypsum Resources, LLC and Truckee Springs Holdings, Inc.
18 (collectively, the "**Movants**"), through counsel, filed Movants' Motion for Withdrawal of Reference
19 (the "**Motion**") with the United States Bankruptcy Court for the District of Nevada (the "**Bankruptcy**
20 **Court**") on June 29, 2012.

21 **YOUR RIGHTS MAY BE AFFECTED.** You should read this Notice, as well as the
22 **Motion, and discuss them with your attorney, if you have one in this bankruptcy case. If you do**
23 **not have an attorney, you may wish to consult one.**

24 In the Motion, the Movants seek to withdraw the reference of the above-entitled proceeding
25 from Bankruptcy Court and to have the matter heard in the United States District Court for the District
26 of Nevada.

27 If you do not want the court to grant the relief requested in the Motion, or if you want the court
28 to consider your views on the Motion, you *must* file a **WRITTEN** response to the Motion with the court

1 within fourteen (14) days after the Motion was served. You *must* also serve your written response on
2 the person who sent you this notice. Specifically, LR 5011 provides as follows:

3 Opposing parties must file with the clerk of the bankruptcy court, and serve on all
4 parties to the withdrawal of the reference matter, their written opposition to the motion
5 to withdraw the reference within fourteen (14) days after the motion is served.

6 If you do not file a written response with the court, or if you do not serve your written response
7 on the person who sent you this notice, the court may decide that you do not oppose the relief sought in
8 the Motion and may enter an order granting such relief. Specifically, the court may *refuse to allow you*
9 *to speak* at any hearing scheduled on the Motion or *rule against you* without formally calling the matter
10 for hearing.

11 Dated this 29th day of June 2012.

12 JIMMERSON HANSEN, P.C.

13 By: /s/ James Jimmerson, Esq.
14 JAMES JIMMERSON, ESQ.
15 Nevada Bar No. 264
16 415 South 6th Street, Suite 100
17 Las Vegas, NV 89101

18 *Counsel for Sagebrush Enterprises, Inc., Harmony*
19 *Homes, Inc., North 5th, LLC, Farm Hualapai, LLC,*
20 *Harmony2, LLC, Hayden Springs Partners, LLC,*
21 *Tropical Sands, LLC and Rhodes Ranch, LLC*

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23 By: /s/ William H. Heaton, Esq.
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Counsel for John C. Rhodes, John C. Rhodes, Trustee
of the Dynasty Trust I, John C. Rhodes, Trustee of the
Dynasty Trust II, Gypsum Resources, LLC, Truckee
Springs Holdings, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on the 29th day of June, 2012, I caused the foregoing document to be filed electronically via the electronic filing system of the United States Bankruptcy Court for the District of Nevada, which caused a true and correct copy of the foregoing to thereafter be served electronically via the Bankruptcy Court's ECF noticing system upon those parties registered to receive electronic service in this case.

/s/ Maureen E. Marella
Maureen E. Marella - Employee of
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